

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department – Allegation of demand and acceptance of bribe amount against Sri M.Madhusudhana Rao, Sr.Asst., O/o Deputy Transport Commissioner (now retired) – Prosecution sanctioned – Convicted by the Hon'ble Court of Special Judge for SPE & ACB Cases-Nellore in C.C.No. 7 of 2012 on 03.07.2013 – Imposition of punishment of withholding of entire pension besides gratuity – Orders issued.

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TRANSPORT, ROADS AND BUILDINGS (VIG.III.1) DEPARTMENT

G.O.Ms.No. 82,

Dated.30.08.2013.

Read the following:

1. G.O.Ms.No.2, General Administration (Services-C) Deptt., Dated 04.01.1999.
2. G.O.Ms.No.240, General Administration (Ser.C) Deptt., dated 04.08.2003.
3. G.O.Ms.No.149, Transport, Roads & Buildings (Vig.III.2) Department, Dated 26.12.2011.
4. Judgement Dated 03.07.2013 of the Special Judge for SPE & ACB Cases Nellore in C.C.No. 7 of 2012.

O R D E R:

On the allegation of demand and acceptance of bribe amount, the Anti Corruption Bureau Officials registered a case in Cr.No.07/RCT-NLR/2010 of ACB Nellore Range against Sri M.Madhusudhana Rao, the then Sr.Asst.,Under section 13(2) read with 13(1) (d) of P.C.Act, 1988.

2. In the G.O. third read above, in exercise of the powers conferred by clause (b) of sub section (1) of Section 19 of Prevention of Corruption Act, 1988, the Government of Andhra Pradesh, accorded sanction for the prosecution of the said Sri M.Madhusudhana Rao, in a Court of Law.

3. In the judgement, fourth read above, the Hon'ble Court of Spl. Judge for SPE & ACB Cases, Nellore on 03.07.2013 in C.C.No. 07/2012 convicted the A.O. Sri Muthyala Madhusudhana Rao, Senior Assistant, O/o DTC, Nellore and found him guilty of a charge under Section 7 of P.C.Act convicted and sentenced to undergo rigorous imprisonment for three (3) years, to pay a fine of Rs. 5,000/- (Rupees Five Thousand only) in default to undergo three (3) months simple imprisonment and he is further found guilty of a charge under Section 13(2) read with 13(1) (d) of P.C.Act, convicted and sentenced to undergo rigorous imprisonment for three (3) years, as well as to pay a fine of Rs. 5,000/- (Rupees five thousand only) in default to undergo simple imprisonment for three (3) months, under Section 248(2) Cr.P.C. Both the substantive sentences shall run concurrently. The period of remand of the accused in judicial custody, if any, shall be set off to the extent applicable under Section 428 Cr.P.C. MO.5 cash of Rs. 3,000/- (Rupees Three Thousand only) is ordered to be confiscated to the State, on expiry of appeal time. MO. 1 to MO. 4 and MO.6 to MO.8 are useless items, and they are directed to be destroyed on expiry of appeal time.

4. Government after careful consideration of facts and circumstances of the case, have decided to impose the punishment of withholding of 100% pension besides the entire gratuity of Sri M.Madhusudhana Rao, Sr.Asst. (Retd.).

(PTO)

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5. Accordingly, Government in exercise of the powers conferred by clause (x) of Rule 9 and sub-rule (1) of Rule 25 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, Dated 4.1.1999 and also read with the Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, hereby impose the punishment of withholding of 100% pension besides the entire gratuity to be payable to Sri M.Madhusudhana Rao, Sr.Asst., (Retired) with immediate effect.

6. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.LAKSHMI PARTHASARATHY
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri M.Madhusudhana Rao, Sr.Asst., (Retired) through the Transport Commissioner, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

The Accountant General, Andhra Pradesh, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary, Andhra Pradesh Vigilance Commission, Hyderabad.

SF/SC

//FORWARDED:: BY ORDER//

SECTION OFFICER